

**DOCKET FOR REGULAR COUNCIL MEETING OF
MONDAY, APRIL 30, 2001 AT 2:00 P.M.
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**ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
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PUBLIC NOTICES:

Items are listed under Public Notice as a matter of public record only. These items do not require Council action.

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**DOCKET FOR REGULAR COUNCIL MEETING OF
MONDAY, APRIL 30, 2001 AT 2:00 P.M.
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS - 12TH FLOOR
202 "C" STREET
SAN DIEGO, CA 92101**

ITEM-1: ROLL CALL.

ITEM-10: INVOCATION.

ITEM-20: PLEDGE OF ALLEGIANCE.

NON-AGENDA PUBLIC COMMENT

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Time allotted to each speaker is determined by the Chair, however, comments are limited to no more than three (3) minutes **total per subject**, regardless of the number of those wishing to speak. Submit requests to speak to the Mayor or the City Clerk **prior** to the start of the meeting. Pursuant to the Brown Act, no discussion or action, other than a referral, shall be taken by Council on any issue brought forth under "Non-Agenda Public Comment."

COUNCIL, CITY ATTORNEY, CITY MANAGER COMMENT

REQUESTS FOR CONTINUANCE

The Council will now consider requests to continue specific items.

NON-AGENDA PUBLIC COMMENT

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

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COUNCIL COMMENT

REQUESTS FOR CONTINUANCE

The Council will now consider requests to continue specific items.

CONSENT ITEMS - The consent items will be listed on Tuesday's docket instead of on Monday's docket.

ORDINANCES TO BE ADOPTED: None.

ORDINANCES TO BE INTRODUCED: None.

RESOLUTIONS TO BE ADOPTED: None.

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS **RESOLUTIONS:**

NOTE: It is anticipated that this item will be trailed to Tuesday, May 1, 2001.

ITEM-200: Sale of City Property - NEC Scripps Poway Parkway/Freeway 15.

(Continued from the meeting of 4/2/2001, Item 201, at the request of the City Manager to address concerns about bike lanes and whether or not this property could be used in a different manner.)

(Scripps Ranch Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-2001-1281)

Authorizing the sale of 0.5944 acres or 25,892 square feet owned by the City of San Diego to Shea Homes for the amount of \$240,000;

Authorizing the execution of a quitclaim deed, granting to Shea Homes a portion of Section 20, Township 14 South, Range 2 West.

CITY MANAGER SUPPORTING INFORMATION:

The City acquired a surplus parcel through a state relinquishment at the northeast corner of Freeway 15 and Scripps Poway Parkway. The parcel is improved with a paved road which provides access to the open space area to the north. Shea Homes is developing the area to the east of the City parcel, and has filled and sloped the subject to support a level pad necessary to build a hotel. The parcel in question is not independently developable, as is, due to its irregular, elongated shape, and steep slope. The adjacent Shea Homes development, however, if allowed to incorporate the subject parcel, will raise its value from nominal to \$240,000 by virtue of its contribution to the new development.

The City's access road will not be affected by the sale. Shea Homes executed a Right of Entry Permit in May 2000 to allow grading to proceed on the development, and as a term of the Permit, agreed to purchase the portion of City land affected by the grading for \$240,000 cash.

The parcel to be purchased by Shea homes contains 0.5944 acres or 25,892 square feet. The fair market value of the sale parcel is \$240,000, as determined by the City Valuation Staff.

FISCAL IMPACT:

The amount of \$240,000 will be deposited into Capital Outlay Fund 302453.

Herring/Griffith/ACG

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
ORDINANCES INTRODUCED AT A PREVIOUS MEETING, READY FOR DISPENSING WITH THE READING AND ADOPTION:

ITEM-201: Limited 24-Hour Beach Alcohol Restriction.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on 4/17/2001. (Council voted 5-3. Councilmembers Peters, Wear, Atkins, and Stevens and Mayor Murphy voted yea. Councilmembers Maienschein, Madaffer, and Inzunza voted nay. District 6 vacant.):

(O-2001-134 Cor. Copy)

Amending Section 56.54 of the San Diego Municipal Code, pertaining to Alcohol Consumption in Beach Areas, to prohibit public consumption of alcohol for an 18 month trial period from June 1, 2001 to December 31, 2002 on the beaches facing both the ocean and Mission Bay: (i) in Mission Beach from the south jetty north to Pacific Beach Drive and (ii) in Pacific Beach from Pacific Beach Drive north to Felspar Street;

Directing the Police Department to collect the most accurate information possible on arrests and citations during this period;

Declaring that upon the termination of the trial period, the City Manager shall report to the Public Safety and Neighborhood Services Committee on the statistics during the period for alcohol-related violations of law and other problems in the beach areas covered by the provisions for Section 56.54.

SUPPORTING INFORMATION:

This matter was first heard at the Public Safety & Neighborhood Services Committee on January 24, 2001 and again on April 4, 2001. The original proposal was for citywide 24-hour beach alcohol restrictions but has been modified to an 18 month trial period applying only to those portions of Mission Beach and Pacific Beach, bay and ocean side, from the south jetty to the Crystal Pier. On April 4, 2001, after representative public testimony at both public hearings, PS&NS voted 2-2 on support for the modified proposal. The 18 month trial period seeks to determine if a limited 24-hour beach alcohol restriction would reduce alcohol-related impacts in the community.

PUBLIC NOTICES:

Items are listed under Public Notice as a matter of public record only. These items do not require Council action.

ITEM-250: Notice of Completion and Acceptance of Subdivision Improvement Agreement.

Notice is hereby given that the City Manager of the City of San Diego intends to file a "Notice of Completion and Acceptance of Subdivision Improvement Agreement" indicating that the improvements included in the Subdivision Improvement Agreement have been satisfactorily completed for the following subdivisions:

SUBDIVISION

Scripps Ranch North Unit No. 10

COMMUNITY AREA

Miramar Ranch North

The certification shall be recorded 15 days after the date this notice appears on the Council Docket or shortly thereafter. If any person wishes to object to the filing of this notice, such person should communicate the objection on or before that date to the Director or Planning and Development Review or to the Subdivision Engineer,

City Operations Building, 1222 First Avenue (MS 507), San Diego, CA 92101.

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT